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<b>DATE: SEPTEMBER 1, 2005</b>			
<b>TO:</b>	<b>EXAMINER SHIAN LUONG</b>		
<b>FAX NO.:</b>	<b>(703) 872-9306</b>		<b>ART UNIT 3728</b>
<b>COMPANY:</b>	<b>UNITED STATES PATENT AND TRADEMARK OFFICE</b>		
<b>OUR FILE NO.:</b>	<b>826-03091201</b>		
<b>CLIENT NAME:</b>	<b>INFINITI MEDIA, INC.</b>		
<b>TOT. PAGES:</b>	<b>3</b>	<b>SENT BY:</b>	<b>CHARLES WU</b>
<b>ORIGINAL WILL FOLLOW VIA U.S. MAIL: [ ] YES [X] NO</b>			

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**SUBJECT: In re Application of MICHAEL WAWRZYNOWSKI****Serial No.: 10/726,898****Filed: DECEMBER 2, 2003****For: APPARATUS FOR HOLDING A MEDIA STORAGE DISK****Group Art Unit: 3728****Examiner: LUONG, SHIAN TINH NHAN****Dear Examiner Luong,****Consistent with the voice mail that I left with you today, we propose the following examiner's amendment for claim 6:****6. (currently amended) The apparatus according to claim 4-11 wherein the first, second and third pivot axes are triangular shaped arms.****REMARKS****I enclose excerpt pages from the January 31, 2005 office action. On page 3 at the area flagged as (1), the "triangular shaped arms" comment was used.****Thank you.**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/726,898	12/02/2003	Michael Wawrzynowski	826-03091201	4171

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EXAMINER

LUONG, SHIAN TINH NHAN

ART UNIT

PAPER NUMBER

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Please find below and/or attached an Office communication concerning this application or proceeding.

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110 securing a top surface of the disk when in a disk-locking position.

With respect to claim 3, the body portion has a gap 166 positioned around each arm allowing the arms to pivot about the first, second and third axes without contacting the body portion.

With respect to claim 4, further comprising a disk-receiving portion 12 and a cover portion 14 that move relative to each other via hinged region 18 to form an enclosure around the disk, the body portion being positioned within the disk-receiving portion.

With respect to claim 5, first, second and third pivot axes have first vertical plane that positioned towards the central hole of the disk and away from a second vertical plane created contact points when the cover portion is pressed against the engageable portions. Applicant has not positively claimed the pressing motion.

With respect to claim 6, inasmuch as the examiner can interpret the limitation in claim 6, the axes are within the substantially triangular shaped arms.

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With respect to claim 8, wherein the engageable ends form pie-shaped engageable region receivable within the central hole of the disk.

With respect to claim 9, the disk can be removed from the disk-locking position by application of pressure to the center of the pie-shaped engageable region (column 9, lines 18-42).

With respect to claim 10, when the pressure is applied to the center of the pie-shaped engageable region, a bounded region of the lips decreases to size less than circumference of the central hole of the disk.